

Pam
12mo
#745

Duke University Libraries
General orders
Conf Pam 12mo #745
D990607930



no. 2

6-12

14-16

20-24 (both)

HEAD-QUARTERS DEPARTMENT N. C. AND SO. VA., }
WELDON, N. C., *April 27th*, 1864. }
GENERAL ORDERS, }
No. 2. }

To the end that officers and men of this command who are wounded in engagements with the enemy may be promptly provided for and relieved from unnecessary suffering on the field of battle, the following orders are issued for the information and guidance of all concerned :

I. Previous to an engagement, officers of the Quartermaster's Department will make the necessary arrangements for the immediate transportation of the wounded from the field. After consulting with the Medical officers, they will establish the Ambulance depots in the rear, and give their assistants the necessary instructions for the efficient service of the ambulances, wagons and other means of transportation.

II. The ambulance depots to which the wounded are to be conveyed or directed for immediate treatment should be established at the most convenient buildings nearest the field of battle. Red flags will mark the place and way to them.

III. The active ambulances will follow the troops to succor the wounded and to remove them to the depots. Before the engagement INFIRMARY detachments will also be detailed and organized, of one out of every twenty-five, (the least effective under arms,) from each company, whose duties will be hereinafter prescribed. *These men must not loiter about the depots, but will return promptly to the field as soon as possible.*

IV. The Infirmary detachments will be under the immediate orders of the medical officers on the field. This corps is to go upon the field unarmed, except the non-commissioned officers, who are to protect the corps against stragglers and marauders. The members will be provided with one litter to every two men, and each with a badge by which he can be easily distinguished from the rest of the command ; also with leather shoulder-straps, a canteen of water, a tin cup, a haversack containing one-eighth of a pound of lint, four bandages, two long and two short splints of wood, sponges and tourniquets, and a pint bottle of alcoholic stimulants.

V. It shall be the duty of this corps, under the immediate direc-

tion of the assistant surgeon of the regiment, accompanied by the ambulances or wagons, to follow up promptly the action, administering to the immediate wants of the wounded by giving stimulous, checking hemorrhage, and the temporary splinting of fractures.

VI. Those who are too much disabled to walk will be removed to some ambulance depot, previously agreed upon, where they will be left in charge of the surgeon of the regiment. The removal of the wounded from the field will devolve upon the Infirmary corps, and all men straggling from the ranks under pretext of aiding this corps will be summarily dealt with, to which end the medical officers in charge and the non-commissioned officers are specially required to report to the regimental commanders of the stragglers, their names, and the company to which they may belong.

VII. The assistant surgeon in charge of the Infirmary corps should provide himself with a pocket case, ligatures, needles, pins, chloroform, napkins, brandy or whiskey, tourniquets, bandages, lint and spirits. To obviate the shock of the nervous system, to suppress hemorrhage, to put fractures in some temporary apparatus, so as to facilitate the removal of the wounded, should be his first care. This last is best accomplished by placing under the fractured limb a piece of old linen or cotton, of the form of a pocket handkerchief; on the opposite and outer edges of this are placed the splints, which are rolled up in it, toward the lint, on each side, until the fracture is snugly supported in the intervening space; the whole to be secured by two or three bands of tape or bandage.

VIII. The regimental surgeon should, before an action, satisfy himself by personal inspection that all the means and appliances for carrying the wounded are at hand; give instructions to the Infirmary corps as to the application of a tourniquet to restrain dangerous hemorrhage; establish depots for the wounded, under the supervision of the medical director; and render to the men of his regiment all necessary surgical aid; performing there all operations that are required; and he will be held responsible that he has at his disposition all the means, supplies and appliances for the proper performance of the service enjoined, or has taken all proper measures to secure them. He will instruct all detailed to assist him not to allow ambulances to be monopolized by wounded officers to the exclusion of others. He will forbid any of the infirmary corps to hold

officers' horses on the field, or to do any thing but what strictly appertains to their duty. The surgeon should not devote himself exclusively to a wounded officer, nor leave his post to accompany him to the rear.

IX. Wounds will be dressed and operations performed as far as practicable *on the field*, and patients made as comfortable as circumstances will admit for transportation to hospitals in the interior.

X. Surgeons will supply themselves with hospital flags, and will have them attached to the ambulances and placed conspicuously over the field infirmaries and hospitals.

XI. As soon as possible after an action, surgeons will transmit to the medical director a return of casualties according to the following form :

*Return of the Killed and Wounded in the
in the action of*

Regiment

	KILLED.	WOUNDED.			TOTAL WOUNDED.	REMARKS.
		<i>Dangerously.</i>	<i>Seriously.</i>	<i>Slightly.</i>		
Officers						Names of officers killed and wounded to be inserted here.
N. C. Officers.						
Privates.						

XII. The material for the badges and for the ambulance flags prescribed in paragraphs II and IV of this order will be provided by the Quartermaster's Department.

By command of General BEAUREGARD,

JNO. M. OTEY,
Asst. Adjt. Gen.

HEAD-QUARTERS, DEPARTMENT N. C. AND SO. VA., }
HANCOCK'S HOUSE, May 23rd, 1864. }

GENERAL ORDERS, }
No. 6. }

I. For the information of all concerned, the following Officers are announced on the Staff of the Commanding General.

PERSONAL STAFF.

1ST LIEUT. A. R. CHISOLM, A. D. C.

1ST. LIEUT. A. J. FOSTANT, Acting A. D. C.

GENERAL STAFF.

CAPT. JNO. M. OTEY, A. A. G.

CAPT. ALB. FERRY, A. A. G.

LT. COL. A. ROMAN, A. A. G., in charge of Inspector's Dept.

MAJOR HENRY BRYAN, A. A. G., Inspector.

MAJOR GILES B. COOKE, A. A. G., Inspector.

COL. D. B. HARRIS, Chief Engineer.

COL. H. P. JONES, Chief of Artillery.

LIEUT. COL. J. R. WADDY, Chief Ordnance Officer.

MAJOR E. WILLIS, Chief Quarter Master.

MAJOR F. MOLLOY, Chief of Subsistence.

SURGEON R. L. BRODIE, Medical Director.

SURGEON S. CHOPPIN, Medical Inspector.

II. The Commanding General takes pleasure in noticing the skill and gallantry display by Capt. S. Taylor Martin, and the heroic officers and men of his Battery and those of the 44th Tennessee Regiment, under his command in the engagement at Fort Clifton, on the 9th inst., with five (5) of the Enemy's Gunboats, in which engagement one of the gunboats was destroyed and another crippled, the rest retreating. Such conduct reflects credit on the service and deserves emulation.

III. The attention of General Officers is directed to Par. III, G. O. No. 7, A and I. G. O., 1863, in conformity with which they will accept the services of Infantrymen, who are able to mount themselves, when offered, to relieve the Cavalrymen now doing duty as Couriers at their Headquarters.

By command of General BEAUREGARD,

JNO. M. OTEY,
Ass't Adj't Gen'l.



R
O.
P
12

7

{ HEAD-QUARTERS DEPARTMENT N. C. AND SO. VA., }
HANCOCK'S HOUSE, *May 26th, 1864.* }
GENERAL ORDERS, }
No. 7. }

I. Officers and men, especially those occupying advanced positions for the purpose of watching and giving warning of the approach of the enemy, are enjoined to remember the great importance of communicating reliable information regarding the strength, movements and positions of the enemy. In making reports of this character, officers will discriminate between fact and rumor, and will discountenance, and as far as practicable, prevent the circulation of false rumors and exaggerated reports. Parties originating such rumors, will be immediately arrested and held in custody till their cases can be investigated.

When an expedition is on foot in this Department, it is specially enjoined on all officers and soldiers who may have knowledge of the fact, to abstain rigidly from conversing on the subject, either among themselves or with others. A departure from this military precaution may defeat the best laid plans for effective blows at our enemy, and the Commanding-General must earnestly impress on all the strictest observance of these orders.

III. The attention of District and Subordinate Commanders is earnestly invoked to the great importance of a speedy transmission and promulgations to the troops under their command, of all orders issued and published for their guidance, as serious embarrassment and inconvenience are likely to ensue in consequence of delay and neglect in this particular.

IV. All official letters or papers transmitted to or through these Headquarters, if on letter paper will be folded in three, and on foolscap in four equal folds parallel with the writing. They will be neatly endorsed, beginning near the top of the first fold, with the place, date of writing, name of writer, and rank or grade in the service, with a brief summary of the contents or character of the paper. These will be immediately followed by the remarks of the Commanders through whom the papers necessarily passed to these

Headquarters, and in each of these last specified endorsements the date will be given.

V. The special attention of the troops in this Department is invited to General Orders, No. 3 and Par. VI, General Orders, No. 28, Adjutant and Inspector General's office, Series 1863.

By command of General BEAUREGARD,

JNO. M. OTEY,
Asst. Adjt. Gen.

RBR
Conf
Per
12m
#74

HEAD-QUARTERS DEPARTMENT N. C. AND SO. VA., }
HANCOCK'S HOUSE, *May 26th*, 1864. }

GENERAL ORDERS, }
No. 8. }

The attention of all Officers and Men of this Army, of teamsters especially, is particularly called to the following :

I. Private and public property, enclosures and fences of farms, and plantations with their crops, must be respected. On our growing crops depends the sustenance, not only of the people at home, but of the troops in the field. By destroying these crops we favor the designs of the enemy, whose chief object as he boastingly alleges, is "to starve us into submission."

II. Should any enclosures or fences be destroyed, should any crops be in any manner interfered with the troops nearest thereto shall be held responsible and be made to repair all damages thus occasioned, and the culprits, when discovered, shall meet with condign punishment.

III. Brigade, Division and Army Inspectors, are specially charged with the execution of this order.

By command of General BEAUREGARD,

JNO. M. OTEY,
Ass't Adj't Gen'l.



HEAD QUARTERS DEPARTMENT N. C. AND SO. VA., }
HANCOCK'S HOUSE, *May 26th*, 1864. }
GENERAL ORDERS, }
No. 9. }

I. Preparatory to, and during all general engagements, the Chief Inspector of the Army, accompanied by his immediate Assistants and six mounted couriers, will see that all Division Inspectors take a central position in the rear of their respective divisions, and, with the assistance of the Brigade Inspectors, that they enforce all orders relating to the ambulance and ordnance trains, and, more particularly, as regards straggling among the troops.

II. A cavalry force proportionate to the strength of each Division, will be placed at the disposal of the Division Inspectors, who will use it to the best of their judgement and according to orders from the Chief Inspector, for the purpose of stopping all stragglers, (officers and men) who may be found loitering in the rear of the lines without written passes from their respective commanders. The names of all such stragglers, their rank and command will be carefully taken down. All passes will be rigidly examined and registered for the further action of Division Commanders.

III. No consideration shall be shown to stragglers. Should they refuse to obey the orders of the authorized parties stopping them, they shall be regarded as cowards deserting their colors, and will be dealt with accordingly.

IV. Division and Brigade Inspectors, Quarter-masters, Commissaries of Subsistence and Ordnance officers, are positively prohibited from being on the line during and immediately after engagements. Their duties call them to the rear of their respective commands, where their services are invaluable when performed with due diligence and zeal.

V. None but Ordnance and Ambulance trains will be allowed to move towards the front. They will always be subjected to the rules prescribed in General Orders, No. 1, as regards the Ambulance trains, and in Special Orders, No. 8, as regards the Ordnance trains.

VI. Baggage and other transportation trains, whether belonging to the Quartermaster or Commissary Department, shall be collected

facing to the rear, at proper central points in the rear, to be designated beforehand by the Commanding General or Division Commanders. The Chief Quartermaster, with the assistance of the Chief Commissary, will exercise general control, see that no confusion ensues; that the wagons do not encumber the roads, that the teamsters obey promptly, and are ready either for an advance or a retreat.

VII. The Chief Inspector of the Army is specially charged with the enforcement of this Order.

By command of General BEAUREGARD,

JNO. M. OTEY,

Asst. Adj. Gen.

RE
Co
P= 12
#7
770

HEAD-QUARTERS DEPARTMENT N. C. AND SO. VA., }
HANCOCK'S HOUSE, *June 7th*, 1864. }

GENERAL ORDERS, }
No. 10. }

I. The means of transportation in this Department, for operations in the Field, will be distributed as follows:

Army Head Quarters,.....	1	4	Horse Wagon.
Army Head-Quarters,.....	1	2	Horse Ambulance.
Inspector General and Assistants,.....	1	4	Horse Wagon.
Chief Q. M. and Chief C. S.,.....	1	4	Horse Wagon.
Chief Engineer and Assistants,.....	1	4	Horse Wagon.
Chief Ordnance Officer and Assistants.....	1	4	Horse Wagon.
Medical Director and Inspector,.....	1	4	Horse Wagon.
Medical Director and Inspector,.....	1	2	Horse Ambulance.

Head-Quarters Chief of Artillery, including

Personal Staff, Medical Officers and Other

Officers, General Staff, Qr. Mr. and C. S.... 1 4 Horse Wagon.

Corps Head-Quarters,..... 3 4 Horse Wagons.

Corps Head-Quarters,..... 1 2 Horse Ambulance.

Corps Head-Quarters, for Forage for Animals 2 4 Horse Wagons.

Chief Qr. Mr. and Chief C. S. and Assistants, 1 4 Horse Wagon.

Chief of Artillery, including Personal Staff,

Medical Officers and Other Officers of Gen-

eral Staff, Chief Qr. Mr. and Chief C. S., 1 4 Horse Wagon.

Division Head-Quarters..... 1 4 Horse Wagon.

Division Head-Quarters,..... 1 2 Horse Ambulance.

Division Head-Quarters, Forage for Animals 2 4 Horse Wagons.

Chief Qr. Mr. and Chief C. S., Pioneer Party		
and Provost Guard,.....	1 4	Horse Wagon.
Medical Supplies,.....	1 4	Horse Wagon.
Every 400 Men, for Ordnance,.....	1 4	Horse Wagon.
Brigade Head-Quarters,.....	1 4	Horse Wagon.
Brigade Head-Quarters,.....	1 2	Horse Ambulance.
Brigade Head-Quarters, Forage for Animals	4	Horse Wagons.
Medical Supplies,.....	1 4	Horse Wagon.
Every 400 Men Ordnance Supplies,.....	1 4	Horse Wagon.
For Cavalry every 200 Horses for Forage,...	1 4	Horse Wagon.
Regimental Head-Quarters, including Field, Staff, Surgeon, Qr. Master and C. S. ,.....	1 4	Horse Wagon.
For every 250 Men, actually present, for Cooking Utensils,.....	1 4	Horse Wagon.
Ordnance Wagons,.....	1 4	Horse Wagon.
All Company Officers and Medical Supplies,	1 4	Horse Wagon.
For Regiment,.....	2 2	Horse Ambulances.
Cavalry, for Transportation of Ammunition,	1	Pack Mule.
Battalion Artillery.		
Head-Quarters, including Qr. Mr. and C. S.,	1 4	Horse Wagon.
Battalion,.....	1 2	Horse Ambulance.
Medical Supplies every 2 Battalions,.....	1 2	Horse Wagon.
Officers, including Field, Staff, Surgeon and Company Officers,.....	1 4	Horse Wagon.
Every 500 Men actually present, for Cooking Utensils,.....	1 4	Horse Wagon.
Squadron Cavalry, for Each for Transporta- tion of Shoeing Tools,.....	1	Pack Mule.
Battery Artillery, for Forage and for Com- pany Supplies,.....	2 4	Horse Wagons:
Military Court,.....	1 4	Horse Wagon.

The transportation for Corps Division and Brigade Head-Quarters,

includes the Personal Staff, Engineers, Signal Corps and Medical Officers, and Other Officers of the General Staff not mentioned.

The General Supply Train and Transportation for Blacksmith Tools &c., are not effected by this Order, necessary transportation for Officers not attached to any Head-Quarters, and Forage Wagons for detached trains will be assigned by the Chief Quarter Master of the Department.

The transportation will be the same for Cavalry as for Infantry except when otherwise stated.

By command of General BEAUREGARD,

JNO. M. OTEY,

Ast. Adj. Gen.

[illegible]
$$\frac{RQ}{PQ}$$

HEAD-QUARTERS DEPARTMENT N. C. AND SO. VA., }
HANCOCK'S HOUSE, *June 8th, 1864.* }
GENERAL ORDERS, }
No. 11. }

I. Rigid inspections of Arms and Ammunition should be made daily by every Company Commander. Each man should have 40 Rounds in his Cartridge Box, and Caps in proportion. Company Commanders will see that this quantity is maintained.

II. General Orders, and all Special Orders relating to the respective commands, must be read to the troops. Where circumstances prevent the reading of them to Regiments assembled, they should be read to Companies by their respective Commanders.

III. Paragraph V, General Orders, No. 9, Current Series, is so modified as to read "General Orders, No. 2," instead of "General Orders, No. 1."

IV. Whenever Artillery is to be moved, (except Light Artillery, furnished with its own horses,) it should be immediately turned over to the proper Ordnance officer, to whose Department belongs the handling of the same, both in putting it in and taking out of position. The Quarter Master's Department will furnish the requisite transportation.

The above instructions will be complied with also in the case of captured Ordnance and Ordnance Stores.

V. All Officers, Signal Operators and others in this Department, in transmitting important information, either by Telegraph, Signal or Courier, will hereafter place, in connection with the date of such communication the hour and minute of sending the same.

VI. The Commanding General is pleased to notice the coolness and bravery exhibited on the 3rd inst., by Private JAMES P. PIERCE, of Comming's Battery. A 32 pounder shell from one of enemy's batteries having pierced the top of the earthworks and rolled under the trail of the gun. Private Pierce, with a presence of mind worthy of admiration, picked it up and threw it outside the trenches before the fuse had burnt sufficiently low to explode the shell.

VII. Where troops are camped in the vicinity of any houses, the nearest Commander of a Brigade or of any separate detachment will station a guard for the protection of property, and to prevent in-

trusion upon the family residences, kitchens, gardens and out houses. Buildings not vacant will not be occupied for any other than Hospital purposes. Animals will not be tied to fruit or ornamental trees.

Three men, selected from among those in least vigorous health, will ordinarily suffice as a guard, but should be placed under a trusty non-commissioned officer, or private lauced as such, for the purpose.

The Commanding General enjoins on Commanders to enforce this order with vigilance and vigor as the honor of the Army is concerned.

By command of General BEAUREGARD,

JNO. M. OTEY,

Ass't Adj't Gen'l.

HEAD-QUARTERS DEPARTMENT N. C. AND SO. VA. , }
June 13th, 1864. }

GENERAL ORDERS, }
No. 12.

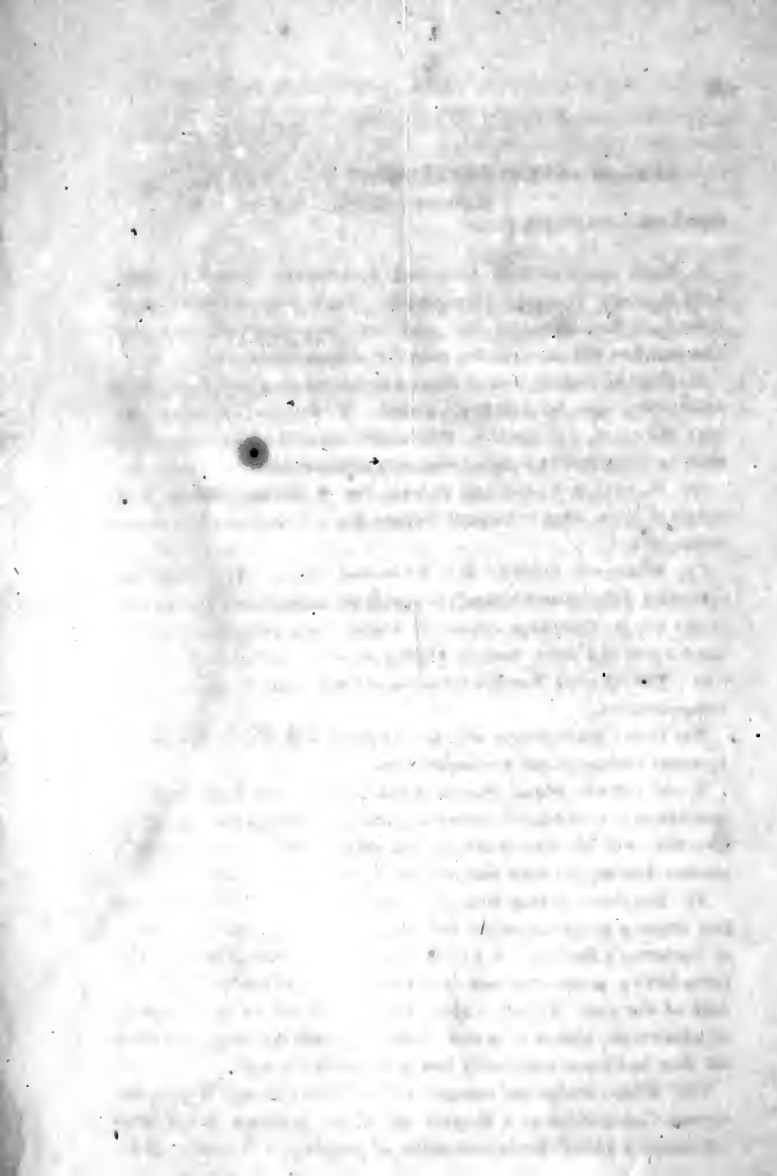
I. In honor of the lamented Col. O. M. DANTZLER, 22nd S. C. Vols., who fell, on the 2nd inst., at the head of his regiment, the Battery at Howlett's house, will hereafter be known as BATTERY DANTZLER.

II. The frequent employment of the TELEGRAPH, by officers and agents of the Government, for the transmission of messages, &c., which could be communicated by letter, has become a serious abuse. Officers in this Department will abstain from the too free use of the telegraph as a medium of communication. If upon the examination of the accounts hereafter, this evil is still found to exist, the cost of all unnecessary telegrams will be charged against the officer sending them.

III. DISTRICT AND DIVISION COMMANDERS will cause the different QUARTER MASTERS in their commands to hand into their Chief Quarter Masters, by the 3rd of each month their estimates for CLOTHING, PAY, AND QUARTER MASTER'S FUNDS, that they may be consolidated and forwarded to the CHIEF QUARTER MASTER of the Department by the 5th of the same month.

By command of General BEAUREGARD,

JNO. M. OTEY,
Asst. Adjt. Gen.



HEAD-QUARTERS DEPARTMENT N. C. AND SO. VA., }
 June 20th, 1864. }
 GENERAL ORDERS, }
 No. 14. }

I. Before a GENERAL COURT MARTIAL, convened at Petersburg, Va., by Special Orders, No. —, of February 15th, 1864, from the Head-Quarters, Department of N. C., whereof Major W. H. KERR, was President, were arraigned and tried :

I. Captain WILLIAM J. MALONE, Assistant Quarter Master, P. A. C. S., on the following charges and specifications.

CHARGE I.

Embezzlement.

Specification I. }
Specification II. } Omitted on account of their length.

CHARGE II.

Selling woollen cloth, the property of the Confederate States, without a proper order for that purpose.

Specification I. }
Specification II. } Omitted on account of their length.

CHARGE III.

Attempting to sell woollen cloth, the property of the Confederate States, without a proper order for that purpose.

Specification,.....Omitted.

CHARGE IV.

Conduct unbecoming an officer and a gentleman.

Specification I. }
Specification II. } Omitted on account of their length.

FINDINGS AND SENTENCE OF THE COURT.

After mature deliberation, the Court finds the accused, Captain William J. Malone, A. Q. M., as follows :

<i>Of the 1st Specification of 1st Charge.....</i>	Not Guilty.
<i>Of the 2nd Specification of 1st Charge</i>	Guilty.
<i>Of the 1st Charge.....</i>	Guilty.
<i>Of the 1st Specification of 2nd Charge.....</i>	Not Guilty.
<i>Of the 2nd Specification of 2nd Charge.....</i>	Not Guilty.
<i>Of the 2nd Charge.....</i>	Not Guilty.
<i>Of the Specification of 3rd Charge.....</i>	Guilty.
<i>Of the 3rd charge.....</i>	Guilty.
<i>Of the 1st Specification of 4th Charge.....</i>	Not Guilty.
<i>Of the 2nd Specification of 4th Charge.....</i>	Not Guilty.
<i>Of the 4th Charge.....</i>	Not Guilty.

And the Court do, therefore, sentence the accused, Captain William J. Malone, A. Q. M., to forfeit all his pay, and to be dismissed from the service.

2. Private HENRY P. BARNES, Co. "E," 51st Regiment N. C. Troops, on the following charge and specification :

CHARGE.

Desertion.

Specification—In this ; That the said Henry P. Barnes, private, Co. "E," 51st Regiment N. C. Troops, did, on or about the 9th day of August, 1862, at Fort Johnson, North Carolina, desert the Army of the Confederate States of America, and remain absent until the 21st day of February, 1864, when he voluntary reported to Capt. Brooks, who was on detached service for the purpose of arresting deserters.

FINDINGS AND SENTENCE OF THE COURT.

After mature deliberation, the Court finds the accused, Private Henry P. Barnes, Co. "E," 51st Regiment N. C. T. as follows :

Of the Specification..... Guilty.

Of the Charge..... Guilty.

And the Court do, therefore, sentence the accused, Private Henry P. Barnes, of Co, "E," 51st Regiment N. C. Troops, to hard labor for two years, on such Government works as the General Commanding may direct.

II. This Court in the case of Cap^t. Malone, was not properly organized. Capt. Geo. C. Reid, A. Q. M., and Capt. J. B. Reid, A. C. S., should not have been detailed as members of it. True it is, that Capt. Geo. C. Reid was relieved before the regular inception of the case ; but not so

with Capt. J. B. Reid, A. C. S., who was allowed to sit on the case during the whole trial, notwithstanding the exception of the accused, very improperly overruled by the Court. Surgeons, Quarter Masters, Commissaries, &c., have no regular military rank in the army, and on that account cannot be detailed as members of a Court Martial.

The oversight of the authority convening the Court was fatal to the efforts of the prosecution. The evidence adduced shows that the Court did not err in their findings and sentence; but for the reasons given above, the Commanding General feels compelled to set aside the whole proceedings of the case. Captain Malone will be released from arrest and return to duty. It is hoped that his accidental escape from punishment will have a good effect, and induce him hereafter to be more guarded in any and all of his transactions as Assistant Quarter Master.

The proceedings, findings and sentence, in the case of Private Henry P. Barnes, Co. "E," 51st Regiment N. C. Troops, are approved, and he will be turned over to Major General Whiting, Commanding at Wilmington, N. C., who is charged with the execution of the sentence.

III. The General Court Martial of which Major W. H. Ker is President, is hereby dissolved.

By command of General BEAUREGARD,

JNO. M. OTEY,

Ass't Adj't Gen'l.

RBZ
cmf
Pam
12

HEAD-QUARTERS DEPARTMENT N. C. AND SO. VA., } June 26th, 1864. }

GENERAL ORDERS, } No. 15. }

I. General Order, No. 10, Current Series, from these Head-Quarters, is revoked, and the means of transportation in this Department, for operations in the field, will be distributed as follows :

Army Head-Quarters,.....	1	4	Horse Wagon.
Inspector General and Assistants.....	1	4	Horse Wagon.
Chief Q. M. and Chief C. S.,.....	1	4	Horse Wagon.
Chief Engineer and Assistants,.....	1	4	Horse Wagon.
Chief Ordnance Officer and Assistants.....	1	4	Horse Wagon.
Medical Director and Inspector,.....	1	4	Horse Wagon.
Forage Wagon,.....	1	4	Horse Wagon.

Division Head-Quarters,.....	1	6	Horse Wagon.
Division Head-Quarters, Forage for Animals, 2	4		Horse Wagons.
Chief Q. M. and Chief C. S.,.....	1	4	Horse Wagon.
Pioneer Party and Provost Guard.....	1	4	Horse Wagon.
Medical Supplies,.....	1	4	Horse Wagon.
Every 375 men, for Ordnance Division Train, 1	4		Horse Wagon.

Brigade Head-Quarters,.....	1	4	Horse Wagon.
Brigade Head-Quarters, Forage for Animals, 3	4		Horse Wagons.
Medical Supplies,.....	1	4	Horse Wagon.
Every 375 men, Ordnance Supplies, Brigade			
Train,.....	1	4	Horse Wagon.

Regimental Head-Quarters, including Field,			
Staff, Surgeon, Quarter Master, Commis-			
sary of Subsistence and Company Officers 1	4		Horse Wagon.
For every 500 men, <i>actually present</i> , for			
Cooking utensils.....	1	4	Horse Wagon.

The transportation for Division and Brigade Head-Quarters, includes the Personal Staff, Engineers, Signal Corps and Medical Officers, and other Officers of the General Staff not mentioned.

ARTILLERY.

Head-Quarters Chief of Artillery, including
 Personal Staff, Medical Officers, and other
 Officers of General Staff,.....1 4 Horse Wagon.

For the Chief Quarter Master and Commissary
 of Subsistence of the Artillery of the
 Army,.....1 4 Horse Wagon.

(This wagon will be required to transport the forage for the Animals at Head-Quarters.)

For the Officers of a Battalion of Artillery,
 including Field, Staff, Surgeon, Quarter
 Master and Company Officers.....1 4 Horse Wagon.
 Medical Supplies,.....1 2 Horse Wagon.

For every 500 men, *actually present*, for
 Cooking utensils,.....1 4 Horse Wagon.

For each Battery, for Forage and Company
 Supplies,.....2 4 Horse Wagons.

The General Supply Train, Transportation for Blacksmith's tools, Ambulances, &c., are not affected by this order; necessary transportation for officers not attached to any Head-Quarters, and forage wagons for detached trains, will be assigned by the Chief Quarter Master of the Army.

The transportation will be the same for Cavalry as for Infantry, except when otherwise stated.

II. All wagons in excess of the amount allowed in this order, will be immediately turned over to the Chief Quarter Master.

III. The Chief Quarter Master is charged with the prompt execution of this Order.

By command of General BEAUREGARD,

GEO. WM. BRENT,

Col. and A. A. G.

RE
 Com
 Bn
 12

HEAD-QUARTERS DEPARTMENT N. C. AND SO. VA., }
Near Petersburg, June 27th, 1864. }
GENERAL ORDERS, }
No. 16. }

The following instructions are published for the information of all concerned.

I. In each Brigade, the Field Officer of the day will see that the fire of our sharp-shooters is properly kept up, and that Regimental Officers enforce the orders requiring cleanliness and free communication on their lines.

In each Regiment the Officer of the day will supervise the general execution of orders and see that the trenches are kept clean and the sinks properly dressed. The trenches must be swept and scraped and the sinks dressed twice each 24 hours—sinks must be thrown as far to the rear as safety will permit, and connected by good covered ways.

II. Details for sharp-shooters will be regularly made and relieved, the men being considered as on guard duty. They will observe and report to the Regimental Commanders all movements of the enemy.

III. Brigade Commanders will cause their men to make shelters to keep off the sun, arranging them so as not to obstruct communication or interfere with free access to the parapet. Bushes may be laid on or stuck in the parapet, provided they will not interfere with our musketry fire. Officers of the day will pull down shelters of all kinds, which will prevent communication along the trenches, and caution the men not to huddle together at any one point.

IV. Brigade Commanders will perfect their safe communication with the rear as much as possible, having at least two lines for the purpose, if practicable.

V. Brigade Commanders will strengthen their positions by placing palisades or obstructions in their front, consulting as much as practicable, with Engineer Officers. They will also consult the Engineers as to all communications across ravines and in rear of Batteries. They will be in or near the Trenches, and give particular attention to the enforcement of their orders and the maintenance of vigilance.

VI. Each morning at 8 A. M., Division Commanders will forward to these Head-Quarters a report of the operations and principal events of the preceding 24 hours, specifying what improvements have been made in their works and what changes made by the enemy, with any suggestions they may deem proper. Any special instances of good conduct will be also reported, also a list of casualties.

VII. As a general rule, the line of Infantry entrenchments will conform to the following schedule, unless in exceptional cases which will be indicated by the Engineer in charge :

Crest of Parapet, 4 feet 3 inches above the banquette. Banquette $2\frac{1}{2}$ to 3 feet wide and sunk 1 foot 3 inches below the natural surface. Bottom of pit 8 feet wide in the clear, and not less than two feet below the banquette. Thus giving a cover to the men in the pit, of 6 feet 3 inches—the least they should have. More would be desirable in localities in which the enemy occupy as high, or higher grounds than we do. The thickness of the parapet depends on the kind of fire to which it is subjected. Where merely exposed to fire of small arms, four to six feet horizontal thickness at the crest, will answer. But, when exposed to Light Artillery fire, this thickness should be increased to not less than fifteen feet, and in very exposed positions not less than 18 feet.

Division Commanders will see that Brigade Commanders cause their Brigades to execute that portion of the works occupied by them, in the manner prescribed above.

VIII. Whenever practicable, wells will be dug along or near to the trenches, and men forbidden to go any distance to the rear for water. Experienced Well diggers will be detailed for the above duty.

IX. Regimental Commanders will promptly report to Brigade Head-Quarters, in writing or by an Officer, any rapid firing or important event, as soon as it occurs. The facts in the case will be at once transmitted to Division Head-Quarters and thence to these Head-Quarters.

X. When General Officers leave their Head-Quarters, they should leave directions where they are to be found. This is of vital importance.

XI. When Generals Commanding Divisions transfer their Head-Quarters to a new position, they should at once notify these Head-

Quarters and their Brigade Commanders of the fact, describing their new Head-Quarters in such manner as to prevent any delay in communicating with them.

By command of General BEAUREGARD,

GEO. WM. BRENT,

Col. and A. A. G.

2

RB
Cm
Po
12

HEAD-QUARTERS DEPARTMENT N. C. AND SO. VA., }
 July 27th, 1864. }
 GENERAL ORDERS, }
 No. 20. }

I. At a GENERAL COURT MARTIAL, held at Petersburg, Va., by virtue of Special Orders, No. —, February 15th 1864, from Headquarters Department North Carolina, and whereof Major W. H. KER, Commandant of the Post at Petersburg, was President, the following parties were arraigned and tried:

1st. Private HENRY C. BRETT, of Co. "A," 31st Regt. N. C. T.

CHARGE..... *Desertion.*

Specification..... Omitted.

FINDINGS AND SENTENCE.

Of the Specification..... Guilty.

Of the Charge..... Guilty.

And the Court does, therefore, sentence Private Henry C. Brett, of Co. "A," 31st Regiment N. C. Troops, to be shot to death with musketry, at such time and place as the Commanding General may direct.

2nd. Lieut. JOHN L. EVERETT, Co. "G," of 31st Regt. N. C. T.

CHARGE..... *Absence without leave.*

Specification..... Omitted.

FINDINGS AND SENTENCE.

Of the Specification..... Guilty, but the Court attaches no criminality to the conduct of the accused.

Of the Charge..... Not Guilty.

And the Court does, therefore, acquit Lieut. John L. Everett, of Co. "G," 31st Regt. N. C. T., of the charge and specification preferred against him.

3rd. Private LORENZO D. MANNING, of Co. "B," 61st Regt. N. C. T.

CHARGE..... *Desertion.*

Specification..... Omitted.

FINDINGS AND SENTENCE.

Of the Specification..... Guilty.

Of the Charge..... Guilty.

And the Court does, therefore, sentence Private Lorenzo D. Manning, of Co. "B," 61st Regt. N. C. T., to be shot to death with musketry at such time and place as the Commanding General may direct. Two-thirds of the Court concurred in said sentence.

4th. Lieut. B. F. WALTON, of Co. "D," 31st Regt. N. C. T.

CHARGE.....*Desertion.*

Specification.....Omitted.

FINDINGS AND SENTENCE.

Of the Specification.....Guilty.

Of the Charge.....Guilty.

And the Court does, therefore, sentence Lieut. B. F. Walton, of Co. "D," 31st Regiment N. C. T., to receive a private reprimand from the Commanding officer of his regiment.

5th. Private John Israel, of Co. "E," 51st Regiment N. C. T.

CHARGE.....*Desertion.*

Specification.....Omitted.

FINDINGS AND SENTENCE.

Of the Specification.....Guilty.

Of the Charge.....Guilty.

And the Court does, therefore, sentence Private John Israel, of Co. "E," 51st Regiment N. C. T., to have one half of his head shaved in the presence of his regiment, and then to be put to hard labor for the term of two years, on such Government works as the Commanding General may direct, with a twelve pound ball attached to one of his ankles by a chain five feet long.

6th. Private ROBERT D. ROYALS, of Co. "I," 51st Regt N. C. T.

CHARGE.....*Desertion.*

Specification.....Omitted.

FINDINGS AND SENTENCE.

Of the Specification.....Guilty.

Of the Charge.....Guilty.

And the Court does, therefore, sentence Private Robert D. Royals, of Co. "I," 51st Regiment N. C. T., to have one half of his head shaved, and to be branded on the left hip with the letter "D," four inches in length, in the presence of his regiment; and then to be put to hard labor for twelve months, with a twelve pound ball at-

tached to one of his ankles by a chain five feet long, on such Government works as the Commanding General may direct.

7th. Private DAVIS FRANCIS, of Co. "G," 31st Regt. N. C. T.

CHARGE.....*Desertion.*

Specification.....Omitted.

FINDINGS AND SENTENCE.

Of the Specification.....Not Guilty.

Of the Charge.....Not Guilty.

And the Court does, therefore, acquit Private Davis Francis, of Co. "G," 31st Regiment N. C. T.; and being of opinion that the testimony in this case, abundantly establishes his mental unsoundness, respectfully recommend his discharge from service.

8th. EDMUND HOGAN, *alias* EDWARD DURMAN.

CHARGE.....*Spying for the Enemy.*

Specification.....Omitted.

FINDINGS AND SENTENCE.

Of the Specification.....Not Guilty.

Of the Charge.....Not Guilty.

And the Court does, therefore, acquit Edmund Hogan, *alias* Edward Durman, of the Charge and Specification preferred against him. The Court is of opinion, from the evidence in this case, that the accused is either a deserter from the Confederate service, or a Conscript who is seeking to leave the Confederacy and thus escape the performance of military duty.

9th. Private William A. Manning, of Co. "B," 61st Regt. N. C. T.

CHARGE.....*Desertion.*

Specification.....Omitted.

FINDINGS AND SENTENCE.

Of the Specification.....Guilty.

Of the Charge.....Guilty.

And the Court does, therefore, sentence Private William A. Manning, of Co. "B," 61st Regiment N. C. T., to be shot to death with musketry, at such time and place as the Commanding General may direct. Two-thirds of the Court concurred in the said sentence.

II. The proceeding, findings and sentence in the cases of Private

Robert D. Royals, Co. "I," 51st Regiment N. C. T., and John Israel, of Co. "E," 51st Regiment N. C. T., are approved, and will be carried out under the direction of their Brigade Commander. Said privates to be sent to the Government works at Salisbury, in the State of North Carolina. The Commanding General is pleased to remit, in both cases, that part of the sentence which refers to the shaving of one half of the head, and to direct that the letter "D," with which Private Royals is to be branded, be *one inch* in length, instead of four, as awarded by the sentence.

The case of Lieut. B. F. Walton, of Co. "D," 31st Regt. N. C. T., is not a case of Desertion, but of absence without leave. The sentence of the Court, connected as it is with the findings on the Specification and Charge, is evidently inadequate,—and shows, conclusively, that the Court regarded the accused as not guilty of the crime of Desertion: To punish a deserter by a mere private reprimand, as is here awarded, would be more than ludicrous. The finding on the charge should have been: "Not Guilty, of Desertion, but guilty of absence without leave." However, the sentence in its result is deemed correct and proportionate to the offence committed. Lieut. B. F. Walton will be reprimanded by his Regimental Commander, and returned to duty with his Company.

The proceedings, findings and sentence in the case of Edmund Hogan *alias* Edward Durman, are approved. But before being released from arrest, said Hogan *alias* Durman will be sent to the Regiment to which he claims to be long, (to wit: the 55th Regt. N. C. T.,) and, if not there identified and claimed, he should be conscripted at once.

The proceedings, findings and sentence in the cases of Privates William A. Manning and Lorenzo D. Manning, of Co. "B," 61st Regt. N. C. T., are approved, and the sentence will be duly carried out, on Friday, the 5th day of August, 1864, under the direction of their Brigade Commander.

The sentence in the case of Henry C. Brett, of Co. "A," 31st Regt. N. C. T., is disapproved. The omission, in the sentence, of the fact of two thirds of the Court having concurred in it, is a fatal one in this case, and the accused must have the benefit of it. He will therefore, be released from arrest, and return to duty.

The proceedings, findings and sentence in the case of Lieut. John S. Everett, of Co. "G," 31st Regt. N. C. T., are approved, and confirmed. Lieut. Everett will resume his sword and return to duty with his command.

The proceedings and findings in the case of Private David Francis, of Co. "G," 31st Regt. N. C. T., are approved. Private David Francis will be returned to duty with his command. He should be brought before a Medical Examining Board, in order that his alleged unsoundness of mind should be investigated, and, if sustained, proper measures taken to secure his discharge from service.

III. The General Court Martial, of which Major W. H. KER, is President, is hereby dissolved.

By command of General BEAUREGARD,

GEO. WM. BRENT,

Col. and A. A. G.



Prof. Wm. Hoagwood
Carr. St. Bangor

RE
Cm
Pe
12
#7
no

HEAD-QUARTERS DEPARTMENT N. C. AND SO. VA., }
August 3rd, 1864.

GENERAL ORDERS, }
No. 21.

The following paragraphs of General Orders, No. 90, A. and I. G. O., dated June 26th, 1863, are re-published for the information and guidance of all concerned :

* * * * *

III. The duties of officers of engineers serving with the armies of the Confederate States in the field, camp, or cantonment, are as follows, viz: To make reconnoissances and surveys of the sections of country occupied by our forces, and, as far as possible, of the country held by the enemy, embracing all the information that can be obtained in reference to roads, bridges, fords, topographical, and other military features, the character and dimensions of the water-courses, the practicability of constructing fixed and floating bridges, the extent of wooded and cleared lands, and the capacity of the country to supply the general wants of the army; to make detailed examinations and surveys of positions to be occupied for defensive purposes; to select the sites, and form plans, projects, and estimates for all military works, defensive or offensive, viz: fields forts, batteries, rifle-pits, lines of infantry cover, military trenches, parallels, saps, mines, and other works of attack and siege; also, works for obstructing rivers and harbors; to prepare such maps and plans as will give a full knowledge of the ground and proposed works, and submit the same to the commanding general for his information and consideration, and forward, through the proper channels, copies of all reports, memoirs, estimates, plans, drawings, and models relating to the duties above enumerated, to the Engineer bureau at Richmond.

IV. The locations and plans for the works being thus determined, they will be marked out on the ground by the engineers, who will indicate, by stakes, lines, profiles, and other guides, the shape and dimensions of the different parts, for the information and govern-

ment of those who direct the troops or laborers employed to do the work. When troops are detailed to construct temporary defences, they will be in all cases, commanded by their officers, who will see that the work is done in exact conformity to the plans and directions of the officer of engineers, without regard to rank.

* * * * *

By order,

(Signed.)

S. COOPER,

Adjutant and Inspector General.

By command of General BEAUREGARD,

GEO. WM. BRENT,

Col. and A. A. G.

RE
Co
R
12
#7
21

HEAD-QUARTERS DEPARTMENT N. C. AND SO. VA., }
August 9th, 1864. }

GENERAL ORDERS, }
No. 22. }

I. For the present Furloughs will be granted from these Head-Quarters at the rate of one (1) for every hundred arms bearing men present for duty.

II. In addition to the number allowed by the foregoing paragraph, there shall be allowed one (1) furlough to every company having fifty (50) or more arms bearing men actually present for duty.

III. The following table will show the length of time that will be granted to men of each of the several States :

VIRGINIA, 15 days.	NORTH CAROLINA, 18 days.
TENNESSEE, 24 days.	GEORGIA, 24 days.
ALABAMA, 30 days.	FLORIDA, 30 days.
EAST LOUISIANA, 30 days.	MISSISSIPPI, 30 days.
SOUTH CAROLINA, 21 days.	

IV. Furloughs will be granted equally to soldiers from States and Districts, with which communication is cut off, but in no case will these furloughs carry with them permission to go within the enemy's lines, or, to pass through them ; but they will be allowed the same period of absence as that granted soldiers from the State they may desire to visit.

V. In selecting the men to whom indulgences shall be granted under these orders, gallantry and good conduct, and the necessities of the soldiers' families must be considered.

VI. No application for furlough under these orders, will be considered unless made out in strict conformity to the form prescribed in paragraph 177, Army Regulations.

VII. Applications for indulgence under the first paragraph of these orders will be fully endorsed, giving the Company and Regiment, and date of the application ; the name and rank of the applicant and then the time asked for, under this the Company Commander will state whether the applicant has ever received transportation while on furlough of indulgence, or commutation in lieu thereof.

The Regimental Commander will here certify that if this application is granted, the number of men absent from the Regiment on fur-

lough of indulgence (including those who have overstayed their leave) will not exceed the limit prescribed in Paragraph I, General Order No. 22.

VIII. Upon applications for furloughs of indulgence under Paragraph II of this order, after the application has been endorsed and the Company Commander has made his statement relative to transportation, as directed in the foregoing paragraph, the Regimental Commander will certify that he has fifty arms bearing men for duty in the Company to which the applicant belongs. Furlough authorized by Paragraph II, General Order No. 22.

By command of General BEAUREGARD.

GEO. WM. BRENT,

Col. and A. A. G.

RBR
Com
Par
12 m
#74
no.

HEAD-QUARTERS DEPARTMENT N. C. AND SO. VA., }
August 22d, 1864. }

GENERAL ORDERS, }
No. 28. }

I. At a GENERAL COURT MARTIAL, convened at Petersburg, Va., by virtue of Special Orders No. 64, August 4th, 1864, Head-Quarters Department North Carolina and Southern Virginia, and whereof Col. P. C. GAILLARD 27th Regiment S. C. V., was President, the following parties were arraigned and tried:

1. Private B. W. MANGHAM, Co. "I," 59th Ala. Regiment.

CHARGE.....Desertion.

Specification.....Omitted.

FINDINGS AND SENTENCE.

Of the Specification.....Guilty.

Of the Charge.....Guilty.

And the Court does therefore sentence the said Private B. W. Mangham, 59th Alabama Regiment to be shot to death with musketry, (two thirds of the Court herein concurring) at such time and place as the Commanding General may direct.

2. Private J. J. H. DANIEL, Co. "H," 59th Alabama Regt.

CHARGE.....Desertion.

Specification.....Omitted.

FINDINGS AND SENTENCE.

Of the Specification.....Guilty.

Of the Charge.....Guilty.

And the Court therefore sentence the said private J. J. H. Daniel, Co. "H," 59th Alabama Regiment to be shot to death with musketry, (two-thirds of the Court herein concurring,) at such time and place as the Commanding General may direct.

3. 4. Privates W. H. HANSEL and THOS. C. RUSH, of Co. "G,"
69th Alabama Regiment.

CHARGE.....Desertion.

Specification.....Omitted.

FINDINGS AND SENTENCE.

Of the Specification..... Guilty, except the words "and desert."

Of the Charge.....Not guilty, but guilty of absence without leave.

And the Court does therefore sentence the said Privates. W. H. Hansell and Thomas C. Rush, of Co. "G," 60th Alabama Regiment to forfeit each to the Confederate States, the bounty now due them, and three months pay, (the just dues of the laundress excepted.)

5. Private D. EDWARDS, Co. "D," 8th N. C. Regiment.

CHARGE.....*Desertion.*

Specification.....Omitted.

FINDINGS AND SENTENCE.

Of Specifications.....Guilty.

Of Charge.....Guilty.

And the Court does therefore sentence Private D. Edwards, of Co. "D," 8th N. C. Regiment, to be shot to death with musketry, (two-thirds of the Court herein concurring) at such time and place as the Commanding General may direct.

6. Private JAMES DANNER, of Co. "F," 42d N. C. Regiment.

CHARGE.....*Desertion.*

Specifications.....Omitted.

FINDINGS AND SENTENCE.

Of Specification.....Guilty.

Of Charge.....Guilty.

And the Court does therefore sentence Private James Danner, of Co. "F," 42d N. C. Regiment to be shot to death with musketry, (two-thirds of the Court herein concurring,) at such time and place as the Commanding General may direct.

7. Private WM. PILLOW, Co. "C," 44th Va. Battalion.

CHARGE 1st.....*Desertion.*

Specification.....Omitted.

CHARGE 2d. Attempting to bribe sentinels on duty.

Specification.....Omitted.

FINDINGS AND SENTENCE.

Of Specification to 1st Charge.....Guilty except the words
"and desert."

Of 1st ChargeNot Guilty, but guilty of
absence without leave.

Of Specification to 2d Charge.....Guilty.

Of 2d Charge.....Guilty.

And the Court does therefore sentence Private Wm. Pillow, of Co.

"C," 44th Virginia Battalion, to forfeit to the Confederate States, one months pay, (the just dues of the laundress excepted.)

8. Private ALEX. CANTRELL, Co. "E," 25th Regt. N. C. T.

CHARGE.....:Desertion.

Specification.....Omitted.

FINDINGS AND SENTENCE.

*Of the Specification to Charge...*Guilty, except the words
"and desert."

*Of the Charge.....*Not guilty, but guilty of
absence without leave.

And the Court does therefore sentence Private Alexander Cantrell, of Co. "E," 25th Regiment N. C. T., to forfeit to the Confederate States, his pay for six months, (the just dues of the laundress excepted.)

9. Musician JOHN R. COATES, of the 26th Virginia Regiment.

CHARGE.....Desertion.

Specification.....Omitted.

FINDINGS AND SENTENCE.

*Of Specification to Charge...*Guilty except the words "and
desert."

*Of the Charge.....*Not guilty, but guilty of ab-
sence without leave.

And the Court does therefore sentence Musician John R. Coates, of the 26th Virginia Regiment, to forfeit to the Confederate States his pay for two months (the just dues of the laundress excepted.)

10. Private R. W. WYNN, of Co. "I," 19th Georgia Volunteers.

CHARGE.....Desertion.

Specification.....Omitted.

FINDINGS AND SENTENCE.

*Of Specification to Charge.....*Guilty

*Of the Charge*Guilty.

And the Court does therefore sentence Private R. W. Wynn, Co. "I," 19th Georgia Volunteers, to be shot to death with musketry, (two-thirds of the Court herein concurring) at such time and place as the Commanding General may direct.

11. Private J. H. SELVY, Co. "F," 19th Georgia Regiment.

CHARGE.....Desertion.

Specification.....Omitted.

FINDINGS AND SENTENCE.

Of Specification to Charge.....Guilty.

Of Charge.....Guilty.

And the Court doth sentence Private J. H. Selvy, Co. "F," 19th Georgia Regiment, to be shot to death with musketry, (two-thirds of the the Court herein concurring,) at such time and place as the Commanding General may direct.

12. Private A. N. McGhee, Co. "F," 19th Georgia Regiment.

CHARGE.....Desertion.

Specification.....Omitted.

FINDINGS AND SENTENCE.

Of the Specification to Charge.....Guilty.

Of Charge.....Guilty.

And the Court does therefore sentence Private A. N. McGhee, Co. "F," 19th Georgia Regiment, to be shot to death with musketry, (two thirds of the Court herein concurring,) at such time and place as the Commanding General may direct.

13. Private ROBT. W. AMERSON, Co. "F," 27th Georgia Regt.

CHARGE.....Desertion.

Specification.....Omitted.

FINDINGS AND SENTENCE.

Of Specification to Charge..Guilty, except the words 'and desert.'

Of Charge.....Not guilty, but guilty of absence without leave.

And the Court does therefore sentence Private R. W. Amerson, Co. "F," 27th Georgia Regiment, to forfeit to the Confederate States, his pay for nine months, (the just dues of the laundress excepted.)

14. Private GEO. W. AMERSON, Co. "F," 27th Georgia Regt.

CHARGE.....Desertion.

Specification.....Omitted.

FINDINGS AND SENTENCE.

Of Specification to Charge..Guilty except the words 'and desert.'

Of Charge.....Not guilty, but guilty of absence without leave.

And the Court does therefore sentence Private G. W. Amerson, Co. "F," 27th Georgia Regiment, to forfeit to the Confederate States his pay for nine months, (the just dues of the laundress excepted.)

15. Captain JAMES M. BATEMAN, Co. "G," 6th Georgia Regt.

CHARGE.....*Absence without leave.*

Specification.....Omitted.

FINDINGS AND SENTENCE.

Of Specification to charge.....Guilty.

Of Charge.....Guilty.

And the Court does therefore sentence Captain James M. Bateman, Co. "G," 6th Georgia Regiment, to forfeit to the Confederate States, his pay for one month.

16. Private J. M. STAMPS, Co. "F," 19th Georgia Regiment.

CHARGE.....*Desertion.*

Specification.....Omitted.

FINDINGS AND SENTENCE.

Of Specification to Charge.....Guilty.

Of Charge.....Guilty.

And the Court does therefore sentence Private F. W. Stamps, Co. "F," 19th Georgia Regiment, to be shot to death with musketry, (two-thirds of the Court herin concurring) at such time and place as the Commanding General may direct.

17. Private JAMES H. HAMBURY, Capt. R. G. Pegram's Company, Branch Field Artillery.

CHARGE.....*Desertion.*

Specification.....Omitted.

FINDINGS AND SENTENCE.

Of Specification to charge.....Guilty except the words "and desert."

Of Charge.....Not guilty, but guilty of absence without leave.

And the Court does therefore sentence Private James H. Hambury, of Capt. R. G. Pegram's Company, Branch Field Artillery, to forfeit to the Confederate States, his pay for nine months, (the just dues of the laundress excepted.

I. The proceedings, findings and sentences in the cases of Privates D. Edwards, Co. "D," 8th N. C. Regiment; James Danner, Co. "F," 42d N. C. Regt.; B. W. Mangham, Co. "I" 59th Alabama Regt, and J. J. H. Daniel, Co. "H," 59th Alabama Regiment, are approved and the sentences will be duly executed, seven days after the reception

of this Order, in the presence of their respective Brigades, under the direction of their Brigade Commander.

The proceedings, findings and sentences in the cases of Privates W. H. Hansel and Thos. C. Rush, Co. "G," 60th Alabama Regiment; W. Pillow, Co. "C," 44th Virginia Battalion; Alexander Cantrell, Co. "E," 25th N. C. Regiment; Musician J. C. Coates, 26th Virginia Regiment, and Privates R. W. and G. W. Amerson, Co. "F," 27th Georgia Regiment, and James H. Hambury, Pegram's Company, Branch Field Artillery, are approved and confirmed; the sentences in each case will be strictly carried out under the direction of their respective Company Commanders, and the parties released from arrest and returned to duty.

The proceedings, findings and sentence in the case of Captain Jas. M. Bateman, Co. "G," 6th Georgia Regiment, are approved; but in consideration of the circumstances developed by the testimony, and the recommendation of the Court, the Commanding General is pleased to remit the sentence, and Captain Bateman will resume his sword and return to duty.

The proceedings in the case of Private J. H. Selvy, Co. "F," 19th Georgia Regiment; R. W. Wynn, Co. "I," 19th Georgia Regiment, are approved; but in consideration of the unanimous recommendation of the Court, the execution of the sentence is suspended until the pleasure of the President of the Confederate States can be known.

The proceedings in the cases of Privates F. M. Stamps, and A. N. McGhee, Co. "F," 19th Georgia Regiment are not approved.—The evidence does not clearly establish a case of desertion. The sentences are therefore suspended until the pleasure of the President of the Confederate States be known.

By command of General BEAUREGARD.

GEO. WM. BRENT,

Col. and A. A. G.

RB
Conf
Pom
12
#74

HEAD-QUARTERS DEPARTMENT N. C. AND SO. VA., }
 September 24th, 1864.

GENERAL ORDERS, }
 No. 24.

I. Continuation of the proceedings of a GENERAL COURT MARTIAL convened at Petersburg, Va., by virtue of Special Orders No. 64, from these Head-Quarters, whereof Col. P. C. GAILLARD and Lieut. Col. F. H. ARCHER, were Presidents, and subsequently, Col. J. V. JORDAN, of the 31st N. C. Regiment, and before which the following parties were arraigned and tried, viz :

1st Lieut. A. D. HALSEY, of Co. "D," 25th Reg't. N. C. T.
 CHARGE 1ST.....*Disobedience of Orders.*
SpecificationOmitted.
 CHARGE 2ND.....*Neglect of Du'y.*
SpecificationOmitted.

FINDING AND SENTENCE.

Of the Specification to 1st Charge.....Not Guilty.
Of the 1st Charge.....Not Guilty.
Of the Specification to 2nd Charge.....Not Guilty.
Of the 2nd ChargeNot Guilty.

And the Court does therefore acquit Lieut. A. D. Halsey, of Co. "D," 25th Regiment N. C. T.

2d. Private JOHN M. RENFREW, of Co. "C," 19th Ga. Regiment.
 CHARGE.....*Desertion.*
SpecificationOmitted.

FINDING AND SENTENCE.

Of the Specification to the Charge.....Guilty.
Of the Charge.....Guilty.

And the Court does therefore sentence Private John M. Renfrew, of Co. "C," 19th Georgia Regiment, to be shot to death with musketry, (two thirds of the Court herein concurring,) at such time and place as the Commanding General may direct.

3d. Private DANIEL W. RAINWATER, of Co. "C," 19th Ga. Reg't.
 CHARGE.....*Desertion.*
SpecificationOmitted.

FINDING AND SENTENCE.

Of the Specification to the Charge.....Guilty.

Of the Charge.....Guilty.

And the Court does therefore sentence Private Daniel W. Rainwater, of Co. "C," 19th Georgia Regiment, to be shot to death with musketry, (two-thirds of the Court herein concurring,) at such time and place as the Commanding General may direct.

4th. Private FRANCIS M. PEARCE, of Co. "C," 19th Regiment
 Georgia Volunteers.

CHARGE.....*Desertion.*

SpecificationOmitted.

FINDING AND SENTENCE.

Of the Specification to the Charge.....Guilty.

Of the Charge.....Guilty.

And the Court does therefore sentence Private Francis M. Pearce, of Co. "C," 19th Regiment Georgia Volunteers, to be shot to death with musketry, (two-thirds of the Court herein concurring,) at such time and place as the Commanding General may direct.

5th. Private H. W. SILLS, of Co. "K," 51st Reg't. N. C. T.

CHARGE.....*Desertion.*

SpecificationOmitted.

FINDING AND SENTENCE.

Of the Specification to the Charge.....Guilty.

Of the Charge.....Guilty.

And the Court does therefore sentence Private H. W. Sills, of Co. "K," 51st Regiment N. C. T., to be shot to death with musketry, (two-thirds of the Court herein concurring,) at such time and place as the Commanding General may direct.

6th. 2nd Lieut. DAVID H. HAMBY, of Co. "G," 35th Reg't. N. C. T.

CHARGE.....*Disobedience of Orders.*

Specification.....Omitted.

FINDING AND SENTENCE.

Of the Specification to the Charge.....Not Guilty.

Of the Charge.....Not Guilty.

And the Court does therefore acquit 2nd Lieut. David H. Hamby, of Co. "G," 35th Regiment N. C. T.

7th. Private BENJAMIN F. DILLON, of Co. "H," 17th Reg't N. C. T.

CHARGE..... *Desertion.*

Specification 1st. }
Specification 2nd. }Omitted.

FINDING AND SENTENCE.

Of the 1st Specification to the Charge.....Guilty.

Of the 2nd Specification to the Charge.....Guilty.

Of the Charge.....Guilty.

And the Court does therefore sentence Private Benjamin F. Dillon, of Co. "H," 17th Regiment N. C. T., to be shot to death with musketry, (two-thirds of the Court herein concurring,) at such time and place as the Commanding General may direct.

8th. Private R. J. THAMES, of Co. "I," 23d Reg't. S. C. Vols.

CHARGE *Desertion.*

Specification.....Omitted.

FINDING AND SENTENCE.

Of the Specification to the Charge.....Guilty, except the words "and desert," and so much as alleges "that he was brought back under guard."

Of the Charge.....Not guilty, but guilty of absence without leave.

And the Court does therefore sentence Private R. J. Thames, of Co. "I," 23d Regiment S. C. Vols., to forfeit to the Confederate States his pay for nine (9) months, (the just dues of the laundress excepted.)

9th. Private WASHINGTON LOCHLIER, of Co. "H," 23d Regiment South Carolina Volunteers.

CHARGE..... *Desertion.*

Specification.....Omitted.

FINDING AND SENTENCE.

Of the Specification to the Charge.....Guilty.

Of the Charge.....Guilty.

And the Court does therefore sentence Private Washington Lochlier, of Co. "H," 23d Regiment S. C. Vols., to forfeit to the Confederate States all pay which may be now due him, or which may accrue until the execution of his sentence; to have his head shaved;

to be branded with the letter "D," and to be then drummed out of the service of the Confederate States, as a soldier.

10th. Private JOHN COATS, of Co. "H" 23d Reg't. S. C. Vols.

CHARGE.....*Desertion.*

Specification.....Omitted.

FINDING AND SENTENCE.

Of the Specification to the Charge.....Guilty.

Of the Charge.....Guilty.

And the Court does therefore sentence Private John Coats, of Co. H., 23d Regiment S. C. Volunteers, to be shot to death with musketry, (two-thirds of the Court herein concurring,) at such time and place as the Commanding General may direct.

11th. Private JOHN YARBOROUGH, of Co. "H," 19th Ga. Reg't.

CHARGE 1ST.....*Desertion.*

Specification.....Omitted.

CHARGE 2D.....*Cowardice.*

Specification.....Omitted.

FINDING AND SENTENCE.

Of the Specification to the 1st Charge.....Guilty.

Of the 1st Charge.....Guilty.

Of the Specification to the 2d Charge.....Guilty.

Of the 2d Charge.....Guilty.

And the Court does therefore sentence Private John Yarbrough, of Co. "H," 19th Georgia Regiment, to be shot to death with musketry, (two-thirds of the Court herein concurring,) at such time and place as the Commanding General may direct.

12th. Private NATHAN MEDLIN, of Co. "I," 42d Reg't. N. C. T.

CHARGE 1ST.....*Disobedience of Orders.*

Specification 1st }Omitted.
Specification 2nd }

CHARGE 2D.....*Attempt to strike his superior Officer.*

Specification.....Omitted.

CHARGE 3D.....*Conduct prejudicial to good order and military discipline.*

Specification.....Omitted.

FINDING AND SENTENCE.

Of the Specification to the 1st ChargeGuilty.

Of the 2nd Specification to the 1st Charge.....Guilty.

Of the 1st Charge.....Guilty.
Of the Specification to the 2d Charge.Guilty.
Of the 2nd Charge.....Not Guilty, but guilty of
 "threatening" to strike his superior officer.
Of the Specification to the 3d Charge.....Guilty.
Of the 3rd Charge.....Guilty.

And the Court does therefore sentence Private Nathan Medlin, of Co. "I," 42d Regiment N. C. T., to be bucked in the presence of his Company and Regiment one hour each day for five consecutive days; and to forfeit to the Confederate States his pay for six (6) months, (the just dues of the laundress excepted.)

13th. Private JOHN W. RAPE, of Co. "C," 59th Alabama Reg't.

CHARGE.....*Desertion.*
SpecificationOmitted.

FINDING AND SENTENCE.

Of the Specification to the Charge.....Guilty, except the words "and deesert."

Of the ChargeNot Guilty, but guilty of "absence without leave."

And the Court does therefore sentence Private John W. Rape, of Co. "C," 59th Alabama Regiment, to forfeit to the Confederate States his pay for six (6) months, (the just dues of the laundress excepted.)

14th. Private MOSES L. BRADSHAW, of Co. "K," 51st Regiment North Carolina Troops.

CHARGE.....*Desertion.*
SpecificationOmitted.

FINDING AND SENTENCE.

Of the Specification to the Charge.....Guilty.

Of the Charge.....Guilty.

And the Court does therefore sentence Private Moses L. Bradshaw, of Co. "K," 51st Regiment N. C. T., to forfeit to the Confederate States his pay for twelve (12) months, (the just dues of the laundress excepted;) to wear for the period of six (6) months, from the promulgation of this sentence, a twenty-four (24) pound ball attached to his left leg by a chain 2½ feet in length, and to be placed at hard labor during this period, on the public fortifications, or at such place as the Commanding General may direct.

15th. Private ELKANAH POPE, of Co. "A," 49th Reg't. N. C. T.

CHARGE..... *Desertion.*

Specification 1st. }
Specification 2nd. }Omitted.

FINDING AND SENTENCE.

Of the 1st Specification to the Charge.....Guilty.

Of the 2nd Specification to the Charge.....Guilty.

Of the Charge.....Guilty.

And the Court does therefore sentence Private Elkanah Pope, of Co. "A," 49th Regiment N. C. T., to be shot to death with musketry, (two thirds of the Court herein concurring,) at such time and place as the Commanding General may direct.

16th. Private WILLIAM HOGAN, of Co. "A," 49th Reg't N. C. T.

CHARGE *Desertion.*

Specification 1st }
Specification 2nd }Omitted.
Specification 3rd }

FINDING AND SENTENCE.

Of the 1st Specification to the ChargeGuilty.

Of the 2nd Specification to the Charge.....Guilty.

Of the 3rd Specification to the Charge.....Guilty.

Of the Charge.....Guilty.

And the Court does therefore sentence Private William Hogan, of Co. "A," 49th Regiment N. C. T., to be shot to death with musketry, (two thirds of the Court herein concurring,) at such time and place as the Commanding General may direct.

17th Private CRATON MANUS, of Co. "A," 49th Reg't. N. C. T.

CHARGE..... *Desertion.*

Specification.....Omitted.

FINDING AND SENTENCE.

Of the Specification to the Charge.....Guilty, except the words "and desert."

Of the Charge.....Not Guilty.

And the Court does therefore acquit Private Craton Manus, of Co. "A," 49th Regiment N. C. T.

18th. Private THOMAS CARVER, of Co. "B," 35th Reg't. N. C. T.

CHARGE..... *Desertion.*

Specification.....Omitted.

FINDING AND SENTENCE.

Of the Specification to the Charge.....Guilty.

Of the Charge.....Guilty.

And the Court does therefore sentence Private Thomas Carver, of Co. "B," 35th Regiment, N. C. T., to be shot to death with musketry, (two-thirds of the Court herein concurring,) at such time and place as the Commanding General may direct.

19th. Private ADEN CARVER, of Co. "B," 35th Reg't. N. C. T.

CHARGE.....Desertion.

Specification.....Omitted.

FINDING AND SENTENCE.

Of the Specification to the Charge.....Guilty.

Of the Charge.....Guilty.

And the Court does therefore sentence Private Aden Carver, of Co. "B," 35th Regiment N. C. T., to be shot to death with musketry, (two-thirds of the Court herein concurring,) at such time and place as the Commanding General may direct.

20th. Private JOSEPH T. MCKINNEY, of Co. "B," 35th Regiment North Carolina Troops.

CHARGE.....Desertion.

Specification.....Omitted.

FINDING AND SENTENCE.

Of the Specification to the Charge.....Guilty.

Of the Charge.....Guilty.

And the Court does therefore sentence Private Joseph T. McKinney, of Co. "B," 35th Regiment N. C. T., to be shot to death with musketry, (two-thirds of the Court herein concurring,) at such time and place as the Commanding General may direct.

21st. Private J. WOODARD, of Slaton's Battery, (Artillery.)

CHARGE.....Desertion.

Specification.....Omitted.

FINDING AND SENTENCE.

Of the Specification to the Charge.....Guilty, except the words, "when the said sentinel resorted to forcible means to carry out his orders," and the word "twice."

Of the Charge.....Guilty.

The Court, however, does not, under the circumstances, attach

grave criminalty thereto—the accused not having struck the sentinel, until he was first stricken by him, and that, not in enforcement of his orders; and the Court does therefore sentence Private J. Woodard, of Slaton's Battery, Moseley's Battalion of Artillery, to be confined in the guard tent at his Company quarters for the space of one week.

22d. Capt. JULES DUPUY, of Co. "F," C. S. Zouaves.

CHARGE 1ST.....*Absence without leave*

Specification.....Omitted.

CHARGE 2D.....*Unofficer-like Conduct*

Specification.....Omitted.

FINDING AND SENTENCE.

Of the Specification to the 1st Charge.....Guilty, except for twenty-four hours of the time alleged.

Of the 1st Charge.....Guilty.

Of the Specification to the 2d Charge.....Guilty, except the words "and did admit to Lieut. Col. John J. Garnett, Commanding Post at Hicksford, Va., that he had been attending to important private busines at the stations on said Railroad."

Of the 2d Charge.....Guilty.

And the Court does therefore sentence Capt. Jules Dupuy, of Co. "F" C. S. Zouave Battalion, to be suspended from pay, rank and emolument for the space of three months.

23d. Private JAMES W. BACHELOR, Co. "G," 6th Georgia Reg't.

CHARGE.....*Desertion.*

Specification.....Omitted.

FINDING AND SENTENCE.

Of the Specification to Charge.....Guilty, except the words "and desert."

Of the Charge.....Not guilty, but guilty of absence without leave.

And the Court does therefore sentence Private James W. Bachelor, of Co. "G," 6th Georgia Regiment, to forfeit to the Confederate States his pay for nine months, (the just dues of the laundress excepted.)

24th. Private WM. B. CHANDLER, of Capt. R. G. Pegram's Battery, Branch Field Artillery.

CHARGE.....*Desertion*

Specification 1st }
 Specification 2d }Omitted.
 Specification 3d }
 Specification 4th }

FINDING AND SENTENCE.

Of 1st Specification to Charge..... Guilty.

Of 2nd Specification to Charge..... Guilty, except
 the words "and desert."

Of 3rd Specification to Charge Guilty, except
 the words "and desert."

Of 4th Specification to Charge..... Guilty, except
 the words "and desert."

Of the Charge..... Guilty.

And the Court does therefore sentence Private Wm. B. Chandler, of Capt. R. G. Pegram's Battery, Branch Field Artillery, to be marked on the left hip with the letter "D," one inch in length, in indelible ink, to have his head shaved, and then to be drummed out of the service of the Confederate States.

25th. Private J. G. CLAYTON, Co. "B," 22d Reg't S. C. Vols.

CHARGE.....*Desertion.*

Specification 1st }
 Specification 2d }Omitted.

FINDING AND SENTENCE.

Of 1st Specification to Charge..... Guilty, except
 the words "arrested and brought back."

Of 2d Specification to Charge..... Guilty.

Of the Charge..... Guilty.

And the Court does therefore sentence Private J. G. Clayton, Co. "B," 22d S. C. Volunteers, to be confined under charge of the Provost Marshal of Petersburg, or at such place as the Commanding General may direct, for the space of six months. To wear during this period a twenty-four pound ball attached to his left leg by a chain 2½ feet in length, and to perform hard labor. To forfeit to the Confederate States his pay for twelve months, (the just dues of the laundress excepted.)

II. With the exceptions hereinafter indicated, the proceedings, findings and sentences in the cases of Capt. Jules Dupuy, of Co. "F," C. S. Zouave Battalion; of Privates R. J. Thames, of Co. "I," and

Washington Lochliet, Co. "H," 23d Regiment S. C. Vols.; Nathan Medlin, of Co. "I," 42d Regiment N. C. T.; John W. Rape, of Co. "C," 59th Alabama Regiment; Moses L. Bradshaw, of Co. "K," 51st Regiment N. C. T.; and J. Woodard, of Slaton's Battery, Moseley's Battalion of Artillery, are approved and confirmed. The sentences will be carried out by the respective Regimental Commanders of the accused.

The proceedings, findings and sentences in the cases of Privates Daniel W. Rainwater, John M. Renfrew and F. M. Pearce, of Co. "C," 19th Georgia Regiment; John Coats, of Co. "H," 23d Regiment S. C. Volunteers; Thomas Carver, and Joseph F. McKinney, of Co. "B," 35th Regiment N. C. T., are approved and confirmed. But, in consideration of, and in accordance with the recommendation of the Court, the execution of the sentences is suspended until the pleasure of the President of the Confederate States shall be made known.

The proceedings, findings and sentences in the cases of Benjamin F. Dillon, of Co. "H," 17th Regiment N. C. T.; H. W. Sills, of Co. "K," 51st Regiment N. C. T.; William Hogan and Elkenah Pope, of Co. "A," 49th Regiment N. C. T., and Aden Carver, of Co. "B," 35th Regiment N. C. T., are approved and confirmed. Their respective sentences will be duly carried out under the direction of their Division Commanders, seven (7) days after the reception of this order.

The proceedings, findings and sentences in the cases of 2nd Lieutenants A. D. Halsey, of Co. "D," 25th Regiment N. C. T., and David H. Hamby, of Co. "G," 35th Regiment N. C. T., are approved.—They will resume their swords and return to duty with their commands.

The proceedings, finding and sentence in the case of Private Craton Manus, of Co. "A," 49th Regiment N. C. T., are disapproved. Whilst it is true that the escape of a prisoner in custody under a sentence of conviction, does not constitute the crime of desertion, yet it does not appear from the record in this case, that any legal testimony was adduced showing the previous conviction of the prisoner, and that he was in confinement under sentence. The confessions of the accused, and the parol evidence of witnesses were clearly inadmissible. The record of the former conviction, or a certified copy, should

have been adduced, or its absence accounted for. For this reason the finding of the Court is erroneous. Private Manus will, however, be retained until further orders.

The proceedings, finding and sentence in the case of Private John Yarborough, Co. "H," 19th Georgia Regiment, are disapproved.— A rational doubt as to the guilt of the accused is discovered by the evidence. This should have been given in favor of the accused, and he should have been found guilty of "absence without leave." The accused will be ordered back to his command.

"Branding" and "Drumming out of service," whenever imposed, will be remitted. The former is unmeaning, and the latter will be detrimental to the public service.

The proceedings, findings and sentences in the following cases are approved and confirmed, and will be duly carried out, with the exceptions hereinafter indicated :

Private James W. Bachelor, of Co. "G," 6th Georgia Regiment, will return to duty with his command, and the forfeiture of his pay during nine months, will be rigidly enforced by his Company Commander.

In the case of Private W. B. Chandler, Pegram's Battery, so much of the sentence of the Court as requires "branding" and "drumming out of service," is hereby remitted. Private Chandler will be turned over to his Company Commander, who, after having his head shaved, will return him to duty with his Company.

Private J. G. Clayton, of Co. "B," 22d S. C. Volunteers, will be turned over to the Commandant of the Post at Danville, Va., with a copy of the findings in his case, to be dealt with as specified in the sentence awarded against him.

By command of General BEAUREGARD.

GEO. WM. BRENT,

Col. and A. A. G.

RBR
Conf

HEAD-QUARTERS DEPARTMENT N. C. AND SO. VA., }

September 23rd, 1864.

GENERAL ORDERS,

No. 26

I. At a GENERAL COURT MARTIAL, convened near Petersburg, Va., by virtue of Special Orders No. 69, August 15th, 1864, from Head-Quarters Department of North Carolina and Southern Virginia, and whereof Col. M. L. STANSEL, 41st Ala. Vols., is President, the following parties were arraigned and tried, viz:

1. Private AUGUSTINE SNOW, of Co. "D," 34th Va. Infantry.

CHARGE.....Desertion.

Specification.....Omitted..

FINDING AND SENTENCE.

Of the Specification.....Guilty.

Of the Charge.....Guilty

And the court does therefore sentence private Augustine Snow, of Company "D," 34th Virginia Infantry, to forfeit to the Confederate States his pay for twelve months, exclusive of the time of his absence without leave; to be deprived of all privilege of any furlough of indulgence for twelve (12) months immediately following the pronouncement of this sentence, and to be placed on every detail for fatigue duty from his company, which will not prevent his engaging in battle during that period.

The court is thus lenient in consideration of very good previous character of the prisoner.

2. Private W. S. POINDEXTER, of Co. "D," 34th Va. Infantry.

CHARGE.....Desertion.

Specification.....Omitted.

FINDING AND SENTENCE.

Of the Specification.....Guilty.

Of the Charge.....Guilty.

And the court does therefore sentence private W. S. Poindexter, of Company "D," 34th Virginia Infantry, to forfeit to the Confederate States his pay for twelve (12) months; to forfeit all claim to any furlough of indulgence for the same length of time; to wear, except in time of battle, for six (6) months, a ball weighing (12) pounds, attached to his left ankle by a chain 5 feet long; and in the mean time, not to be deprived of the privilege of participating

in battle, and performing other military duties. Further: that he be made to wear a piece of cloth across his back, from shoulder to shoulder, with the word "Deserter" printed in large letters thereon, for three (3) months.

3. Private C. A. Cox, of Co. "G," 23rd Regiment S. C. Vols.

CHARGE.....*Desertion.*

Specification.....Omitted.

FINDING AND SENTENCE.

Of the Specification.....Guilty.

Of the Charge.....Guilty.

And the court does therefore sentence private C. A. Cox, Company "G," 23rd Regiment S. C. Volunteers, to forfeit his pay to the Confederate States for twelve (12) months; to carry a ball weighing twelve (12) pounds attached to his left ankle by a chain five feet long, for six (6) months, during which time he will not be excused from any duties of his company, or from participating in battle.—Also, to forfeit all claim to a furlough of indulgence during the war, and to wear a piece of cloth attached to the back of his jacket, between the shoulders, with the word "Deserter" printed thereon, for six (6) months. The court is thus lenient, in view of the previous good character of the prisoner as a soldier.

4. Private ELIAB CHAVES, of Co. "D," 26th S. C. Vols.

CHARGE.....*Desertion.*

Specification.....Omitted.

FINDING AND SENTENCE.

Of the Specification...Guilty, except the words "in the face of the enemy."

Of the Charge.....Guilty.

And the court does therefore sentence private Eliab Chaves, of Co. "D," 26th S. C. Volunteers, to forfeit to the Confederate States his pay for six (6) months, exclusive of his absence without leave, and to be put on every regular detail from his company for fatigue duty, for twelve (12) months; but not to be deprived during the time of the privilege of participating in battle, or performing other military duties; and to forfeit all claims to any furlough of indulgence for twelve (12) months succeeding the promulgation of this sentence.—The court is thus lenient in consideration of the previous very good character of the prisoner as a soldier, both in camp and in the field.

5. Private H. C. CARRIBO, of Co. "G," 23rd S. C. Volunteers.

CHARGE.....Desertion.

Specification.....Omitted.

FINDING AND SENTENCE.

Of the Specification.....Guilty.

Of the Charge.....Guilty.

And the court does therefore sentence private H. C. Carribo, of Company "G," 23rd S. C. Volunteers, to forfeit his pay to the Confederate States for twelve (12) months; to carry a ball weighing twelve (12) pounds attached to his left ankle by a chain five feet long, for six (6) months, during which time he will not be excused from any duties of his company or from participating in battle. Also, to forfeit all claim to a furlough of indulgence during the war, and to wear a piece of cloth attached to his jacket, between the shoulders, with the word "Deserter," in large letters, printed thereon, for six (6) months. The court is thus lenient, in view of the previous good character of the prisoner as a soldier.

6. Private JAMES C. FOWLER, of Co. "C," 25th N. C. T.

CHARGE.....Desertion.

Specification.....Omitted.

FINDING AND SENTENCE.

Of the Specification.....Guilty.

Of the Charge.....Guilty.

And the court does therefore sentence private James C. Fowler of Company "C," 25th N. C. T., (two-thirds of the court concurring therein,) to be shot to death with musketry at such time and place as the Commanding General may direct.

7. Private BYRD SNOW, of Co. "D," 34th Virginia Infantry.

CHARGE.....Desertion.

Specifications.....Omitted.

FINDING AND SENTENCE.

Of 1st Specification.....Guilty.

Of 2nd Specification.....Guilty.

Of the Charge.....Guilty.

And the Court does therefore sentence (two thirds of the Court concurring therein) that the said private Byrd Snow, of Company "D," 34th Virginia Infantry, be shot to death with musketry at such time and place as the Commanding General may direct.

8. Private R. P. TOWRY, of Co, "B," 49th N. C. T.

CHARGE *Desertion.**Specification*.....Omitted.

FINDING AND SENTENCE.

Of the Specification.....Guilty.*Of the Charge*.....Guilty.

And the court does therefore sentence Private R. P. Towry, of Company "B" 49th N. C. T., to wear, except in time of battle, a ball weighing twenty-four (24) pounds, attached to his left leg by a chain five feet long, for twelve (12) months, during which time he will remain with his company, for duty, and do the police of the company for the same time; to forfeit all pay, and all claim to any furlough, for the war; and, in the mean time, shall not be deprived of participating in battle, and performing other military duties.

9. Private JAY BERRY, of Co. "E," 23rd S. C. Vols.

CHARGE.....*Desertion.**Specification*.....Omitted.

FINDING AND SENTENCE.

Of the Specification.....Guilty.*Of the Charge*.....Guilty.

And the court does therefore sentence private Jay Berry, Company "E," 23rd S. C. Volunteers, to forfeit to the Confederate States his pay for the period of twelve (12) months, exclusive of the time of his absence; that he forfeit all claim to a furlough of indulgence; and that he be made to wear, for three (3) months, sewed across the back of his jacket, a piece of cloth, with the word "Deserter" printed in large letters thereon;—this not to exclude him from doing duty with his company, or from participating in battle. The court is thus lenient on account of the previous excellent character of the accused.

10. Private JOHN N. TAYLOR, of Co. "H," 23rd S. C. Vols.

CHARGE.....*Desertion.**Specification*.....Omitted.

FINDING AND SENTENCE.

Of the Specification.....Not guilty, but guilty of absence without leave.*Of the Charge*.Not guilty, but guilty of absence without leave.

And the court does therefore sentence private Jno. N. Taylor of Company "H," 23rd S. C. Volunteers, to forfeit his pay for six (6) months to the Confederate States; to be placed on all details for extra duty for two (2) months; and, when the company is in reserve, to carry a log weighing (20) pounds for six (6) hours during the day for one (1) month.

11. Private T. W. THAMES, of Co. "I," 23rd S. C. Vols.

CHARGE.....Desertion.

Specification.....Omitted.

FINDING AND SENTENCE.

Of the Specification.....Guilty.

Of the Charge.....Guilty.

And the court does therefore sentence private T. W. Thames, of Company "I," 23rd S. C. Volunteers, to forfeit his pay for twelve (12) months; to forfeit all claim to a furlough of indulgence; and to be placed on all details for extra duty, from his company, for six (6) months;—this not to prohibit him from participating in battle with his company. The court is thus lenient, in consideration of the very good previous character of the prisoner, and of his voluntary surrender.

12. Private DANIEL TRAFFENSTEAL, of Co. "I," 49th N. C. T.

CHARGE.....Desertion.

Specification.....Omitted.

FINDING AND SENTENCE.

Of the Specification.....Guilty.

Of the Charge.....Guilty.

And the court does therefore sentence private Daniel Traffensteal, of Company "I," 49th N. C. T., to forfeit to the Confederate States his pay for eighteen (18) months; to forfeit all claim to any furlough of indulgence; to wear, for six (6) months, except in time of battle, a ball weighing twelve (12) pounds, attached to his left ankle by a chain five (5) feet long, and to be put on all fatigue details from his company, which will not prevent him from participating in battle. The court is thus lenient, in consideration of the excellent character the accused had borne, previous to the offence.

13. Private W. R. HODGE, of Co. "D," 41st Alabama Vols.

CHARGE.....Desertion.

Specification.....Omitted.

FINDING AND SENTENCE.

*Of the Specification.....*Not guilty, as specified, but guilty of absence without leave.

*Of the Charge*Not guilty, as charged, but guilty of absence without leave.

And the court does therefore sentence private W. R. Hodge; of Co. "D," 41st Alabama Volunteers, to forfeit his pay for four (4) months, and to wear a ball weighing twelve (12) pounds, with a chain five (5) feet long attached to his left ankle, for sixty (60) days, except in time of an engagement with the enemy,—this not to excuse him from doing duty with his company. The court is thus lenient in consideration of the Amnesty Proclamation of Gen. Lee.

14. Private JAMES M. RAY, of Co. "C," 59th Ala. Regiment.

CHARGE 1st..... *Cowardice.*

CHARGE 2nd..... *Desertion.*

<i>Specification 1st.....</i>	} Omitted.
<i>Specification 2nd</i>	
<i>Specification 3rd.....</i>	

FINDING AND SENTENCE.

*Of 1st Specification to 1st Charge.....*Guilty.

*Of 2nd Specification to 1st Charge.....*Not guilty,
but guilty of straggling.

*Of the 1st Charge.....*Guilty.

*Of the Specification of 2nd Charge.....*Guilty.

*Of the 2nd Charge.....*Guilty.

And the court does therefore sentence private James M. Ray, of Company "C," 59th Alabama Regiment, to be shot to death with musketry at such time and place as the Commanding General may direct;—two-thirds of the court concurring therein.

15. Private JOHN E. MACE, of Co. "K," 35th N. C. T.

CHARGE..... *Desertion.*

*Specification.....*Omitted.

FINDING AND SENTENCE.

*Of the Specification.....*Guilty.

*Of the Charge.....*Guilty.

And the court does therefore sentence private John E. Mace, of Company "K," 35th N. C. T., to wear a ball weighing twelve (12) pounds, attached by a chain five feet long, to the left ankle, for four (4) months, except in time of battle; to forfeit his pay to the Con-

federate States for twelve (12) months, exclusive of the time of his absence; to forfeit all claim to furlough of indulgence; and to be placed on all fatigue details from his company for six (6) months;—this not to exempt him from duty with his company in camp and in the field.

16. Private J. S. SKIPPER, of Co. "E," 59th Ala. Regiment.

CHARGE..... *Absence without leave.*

Specification Omitted.

FINDING AND SENTENCE.

Of the Specification..... Guilty.

Of the Charge..... Guilty.

And the court does therefore sentence private J. S. Skipper, of Company "E," 59th Alabama Regiment, to forfeit his pay to the Confederate States for two (2) months, exclusive of the time of his absence without leave, and to be placed at hard labor in his company one (1) month.

17. Private HENRY COOPER, of Co. "A," 26th S. C. Vols.

CHARGE..... *Desertion.*

Specification..... Omitted.

FINDING AND SENTENCE.

Of the Specification..... Guilty.

Of the Charge..... Guilty.

And the court does therefore sentence private Henry Cooper, of Co. "A," 26th S. C. Vols., to forfeit to the Confederate States his pay for four (4) months, exclusive of the time of his absence without leave; to be kept at hard labor in camp for three (3) months, with a strap of cloth four inches wide attached to his jacket, between his shoulders, with the word "Deserter" printed in large letters thereon; to ride a wooden horse every Saturday, commencing at 12 M., for one hour, for four (4) months, but not to be deprived of the privilege, during that period, of participating in battle, or performing other military duties; and to forfeit all claim to furlough of indulgence.

18. Private HENRY KERSEY, of Co. "E," 23rd S. C. Vols.

CHARGE *Desertion.*

Specification..... Omitted.

FINDING AND SENTENCE.

Of the Specification..... Guilty.

Of the Charge..... Guilty.

And the court does therefore sentence private Henry Kersey, of company "E," 23rd S. C. Volunteers, to forfeit to the Confederate States his pay for eighteen (18) months; to forfeit all claim to a furlough of indulgence; to wear a ball weighing twelve (12) pounds attached to his left ankle by a chain five feet long, for six (6) months, except when engaged in battle with the enemy; and to be placed on all details for fatigue duty from his company, for six (6) months—this not to exclude him from participating in all battles with his company.

19. Private JAMES RHODES, of Co. "A," 26th S. C. Vols.

CHARGE.....*Desertion.*

Specification.....*Omitted.*

FINDING AND SENTENCE.

Of the Specification.....Guilty.

Of the Charge.....Guilty.

And the court does therefore sentence private James Rhodes, of company "A," 26th S. C. Volunteers, to be (two-thirds of the court concurring therein) shot to death with musketry, at such time and place as the Commanding General may direct.

II. The proceedings, findings and sentences in the cases of privates Jay Berry and Henry Kersey, of Co. "E," and C. A. Cox and H. C. Carribo, of Co. "G," 23rd S. C. Vols.; of John E. Mace, of Co. "K," 35th N. C. T.; Daniel Traffensteal, of Co. "I," 49th N. C. T.; J. S. Skipper, of Co. "E," 59th Ala. Vols.; W. R. Hodge, of Co. "D," 41st Ala. Vols.; John N. Taylor, of Co. "H," 23rd S. C. Vols.; and Henry Cooper, of Co. "A," 26th S. C. Vols., are approved, and the sentences will be duly carried out under the special direction of their respective Regimental Commanders.

In the case of private James M. Ray, of Co. "C," 59th Ala. Vols., the finding in the second specification of the charge is not clearly expressed. The specification speaks of nothing more than "straggling," and the finding is as follows: "Of the 2nd specification to the charge—Not guilty, but guilty of straggling." This is a contradiction of terms; but, as it does not change the nature of the offense, the sentence of the Court is not impaired by it. Judge Advocates should be very careful to advise members of Courts Martial against such inadvertencies.

The sentence is approved and will be carried out under the direction of the Division Commander of the accused seven (7) days after the reception of this order.

The proceedings, finding and sentence in the case of Eliab Chaves, of Co. "D," 26th S. C. Vols., are approved, and the sentence will be duly carried out under the direction of the Regimental Commander of the accused. The proceedings sent in for revision should not have had the word "(signed)" before the signature of the President and the Judge Advocate of the Court, as the *original* and not the *copy* of proceedings must be forwarded to the reviewing authority.

The proceedings, findings and sentences in the cases of privates Augustine Snow and W. S. Poindexter, of Co. "D," 34th Va. Infantry, are approved, and the sentences will be carried out, as awarded, by their Regimental Commander. The Court was not as severe as the circumstances of the cases justified.

The record in the case of private R. P. Towry, of Co. "B," 49th N. C. T., shows that the counsel of the accused was allowed to propound questions to one of the witnesses. This is an irregularity which should have been objected to by the Judge Advocate. Counsels for prisoners are expressly prohibited from putting direct questions to witnesses. They must act, in all cases, *through* the accused, and their questions and remarks must be written down and handed, through the accused, to the Judge Advocate of the Court. The proceedings, however, were not vitiated by the above irregularity: and, therefore, the finding and sentence in the case are approved, and will be carried out by the Regimental Commander.

The case of private T. W. Thames, of Co. "I," 23rd S. C. Vols., is not a clear case of desertion. Col. Benbow's testimony shows that the accused came to him at his home, in the State of South Carolina, some time in August, 1864, and voluntarily surrendered himself to him. He asked a pass to return to his command; but he was ordered to report, in Clarendon District, to Capt. Butler, then and there in command of a company of Reserves. Nothing shows whether accused left that company without authority; and nothing explains how he was brought back, under guard, to his command. The insufficiency of evidence on that score must have created some doubt in the mind of the Court, as is shown by the remark appended to the sentence. That doubt should have been interpreted in favor of the accused, and the Court, therefore, should have found him guilty, not of "Desertion," but of "Absence without leave."

The sentence is correct, but the voting on the finding cannot be approved of.

Private T. W. Thames will be turned over to his Regimental Commander, and his sentence, as awarded, will be duly executed.

The proceedings, finding and sentence in the case of private Jas. C. Fowler, of Co. "C," 25th N. C. T., are approved; but in view of the recommendation for clemency, so strongly urged by the members of the Court, it is the pleasure of the Commanding General to suspend the sentence until the pleasure of the President of the Confederate States can be made known.

The proceedings, findings and sentences in the cases of privates Byrd Snow, of Co. "D," 34th Va. Vols., and James Rhodes, of Co. "A," 26th S. C. Vols., are approved and confirmed, and the sentences will be duly executed under the direction of the Division Commander five days after the reception of this order..

By command of GENERAL BEAUREGARD.

GEO. WM. BRENT,

Col. and A. A. G.

RECEIVED
Conf
Per
12 mo
74
7212

Hollinger Corp.
pH 8.5